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8 **UNITED STATES DISTRICT COURT**
9 **SOUTHERN DISTRICT OF CALIFORNIA**
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11 MARK TITCH,

12 Plaintiff,

13 vs.

14 ROBERT HERNANDEZ, Warden,

15 Defendant.

CASE NO. 08cv654-J (WMc)

ORDER RE: DOCKET NO. 5 AND
DOCKET NO. 7

16 Defendant has filed: 1) A request for stay pending issuance of a ruling in *Hayward v.*
17 *Marshall*, 512 F.3d 536 (9th Cir. 2008), reh'g en banc granted, *_F.3d_*, No. 06-55392 (9th Cir. filed
18 May 16, 2008); 2) A request for an extension of time within which to file his Answer to the
19 Petition for Writ of Habeas Corpus. After reviewing the requests the Court denies the request for a
20 stay and grants the request for an extension of time. Defendant must file his Answer on or before
21 July 28, 2008. Petitioner may file a Traverse on or before August 29, 2008. All other orders of
22 the Court remain in full force and effect unless otherwise ordered by the Court.

23 IT IS SO ORDERED.

24 DATED: June 26, 2008

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27 Hon. William McCurine, Jr.
28 U.S. Magistrate Judge
United States District Court